

FILED: October 31, 2023

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 23-1890  
(8:23-cv-01380-DLB)

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TAMER MAHMOUD; ENAS BARAKAT; JEFF ROMAN; SVITLANA ROMAN; CHRIS PERSAK; MELISSA PERSAK, in their individual capacities and ex rel. their minor children; KIDS FIRST, an unincorporated association

Plaintiffs - Appellants

v.

MONIFA B. MCKNIGHT; SHEBRA EVANS; LYNNE HARRIS; GRACE RIVERA-OVEN; KARLA SILVESTRE; REBECCA SMONDROWSKI; BRENDA WOLFF; JULIE YANG; MONTGOMERY COUNTY BOARD OF EDUCATION

Defendants - Appellees

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DOUGLAS LAYCOCK, Professor; RICHARD W. GARNETT, Professor; HELEN M. ALVARE, Professor; THOMAS C. BERG, Professor; MICHAEL W. MCCONNELL, Professor; NICHOLAS BROWN; ZEINA EL DEBS; TIMOTHY JANS; DAGMAR JANS; STEPHANIE PATE; JEWISH COALITION FOR RELIGIOUS LIBERTY; COALITION OF VIRTUE; ISLAM AND RELIGIOUS FREEDOM ACTION TEAM; COALITION FOR JEWISH VALUES; COMMONWEALTH OF VIRGINIA AND 17 OTHER STATES; ETHICS AND PUBLIC POLICY CENTER; ERIC DEGROFF, Professor; COMMONWEALTH OF VIRGINIA AND 22 OTHER STATES; ADVANCING AMERICAN FREEDOM, INC.; PAUL TELLER; ALASKA FAMILY COUNCIL; AMERICAN FAMILY ASSOCIATION ACTION; AMERICAN VALUES; CATHOLIC VOTE; CENTER FOR POLITICAL RENEWAL; CHRISTIAN LAW ASSOCIATION; CHRISTIANS ENGAGED; EAGLE FORUM; FRONTLINE POLICY COUNCIL; IDAHO FAMILY POLICY CENTER;

INTERNATIONAL CONFERENCE OF EVANGELICAL CHAPLAIN  
ENDORSERS; MISSOURI CENTER-RIGHT COALITION; MINNESOTA  
FAMILY COUNCIL; MOMS FOR LIBERTY; NATIONAL ASSOCIATION OF  
PARENTS d/b/a PARENTSUSA; NEW JERSEY FAMILY FOUNDATION;  
NEW MEXICO FAMILY ACTION MOVEMENT; SETTING THINGS RIGHT;  
THE FAMILY FOUNDATION; THE JUSTICE FOUNDATION

Amici Supporting Appellants

NATIONAL EDUCATION ASSOCIATION; MARYLAND STATE  
EDUCATION ASSOCIATION; MONTGOMERY COUNTY EDUCATION  
ASSOCIATION; PROFESSOR LAWRENCE G. SAGER; PROFESSOR  
NELSON TEBBE; PROFESSOR JUSTIN DRIVER; AMERICAN CIVIL  
LIBERTIES UNION; AMERICAN CIVIL LIBERTIES UNION OF  
MARYLAND; LAMBDA LEGAL DEFENSE AND EDUCATION FUND, INC.;  
GLBTQ LEGAL ADVOCATES & DEFENDERS; NATIONAL CENTER FOR  
LESBIAN RIGHTS; HUMAN RIGHTS; CAMPAIGN FOUNDATION; THE  
TREVOR PROJECT, INC; GLSEN, INC.; PFLAG, INC.; PFLAG REGIONAL  
CHAPTERS; EQUALITY NORTH CAROLINA; SOUTH CAROLINA  
EQUALITY, INC.; MOCO PRIDE CENTER; FCPS PRIDE; RAINBOW  
YOUTH ALLIANCE; SUPPORTING AND MENTORING YOUTH  
ADVOCATES AND LEADERS; WHITMAN-WALKER HEALTH;  
WHITMAN-WALKER INSTITUTE

Amici Supporting Appellees

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O R D E R

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Professor Justin Driver, American Civil Liberties Union, American Civil  
Liberties Union of Maryland, Lambda Legal defense and Education Fund, Inc.,  
GLBTQ Legal Advocates & Defenders, National Center for Lesbian Rights,  
Human Rights Campaign Foundation; The Trevor Project, Inc, GLSEN, Inc.,  
PFLAG Inc., PFLAG Regional Chapters, Equality North Carolina, South Carolina

Equality, Inc., MoCo Pride Center, FCPS Pride, Rainbow Youth Alliance, Supporting and Mentoring Youth Advocates and Leaders, Whitman-Walker Health and Whitman-Walker Institute have filed amicus curiae briefs with the consent of the parties.

The court accepts the briefs for filing.

For the Court--By Direction

/s/ Nwamaka Anowi, Clerk